

SENATE BILL 1238

By Kilby

AN ACT to amend Tennessee Code Annotated, Section 67-5-802,
relative to taxation of mobile homes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-5-802, is amended by deleting the language in subdivision (a)(1) after the semicolon “;”.

SECTION 2. Tennessee Code Annotated, Section 67-5-802, is amended by deleting subdivision (a)(2).

SECTION 3. Tennessee Code Annotated, Section 67-5-802, is amended by deleting subsection (b) and by substituting instead the following:

(b)

(1) Each year, on or before March 1, every owner of a moveable structure and appurtenance shall pay property taxes for the preceding calendar year based on the fair market value of the moveable structure. Payment shall be evidenced by the issuance of a decal, the color of which shall be prescribed for each year by the assessor of property. Each decal shall reflect the county of issuance and the calendar year for which the permit is issued. The decal shall be prominently attached and displayed on the moveable structure by the owner.

(2) If the moveable structure is moved into or out of the state, then the assessment shall be prorated for the portion of the year that the moveable structure was located in state.

(3) If the moveable structure is moved within the state, then the assessment shall be prorated by each county or municipality for the portion of the year when the moveable structure was located in that county or municipality.

(4) If the moveable structure is demolished or destroyed, or substantially damaged by fire, flood, wind or any other disaster, and is not restored or

replaced, then the assessment shall be based on the value of the moveable structure after such destruction or substantial damage, notwithstanding the status of the property as of the assessment date of January 1. For the year in which such moveable structure is demolished, destroyed, or so damaged, the assessment shall be prorated for the portion of the year prior to the date of such destruction or damage.

(5) If the owner of the land is renting a space or lot for maintaining a moveable structure, the owner of the land has no responsibility for the payment of taxes for the moveable structure and appurtenance.

SECTION 4. Tennessee Code Annotated, Section 67-5-802, is amended by deleting subsections (c) and (e) in their entireties.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.